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IN THE UNITED STATES DISTRICT COURT
DISTRICT OF ALASKA

CHARLIE J. DAVIS, JR.,

Plaintiff,

vs.

ZELMAR HYDEN, ET AL.,

Defendants.

Case No. 3:02-cv-214-JKS

AFFIDAVIT OF ROGER HALE, P.A.

STATE OF ALASKA

THIRD JUDICIAL DISTRICT

ss.

I, Roger Hale, P.A., after being duly sworn and based upon my personal knowledge state that:

1. I am the Institutional Health Care Officer at Palmer Correctional Center and have previously signed an affidavit for use in this lawsuit.

Affidavit of Roger Hale, P.A.

Davis v. Hyden, et al., Case 3:02-cv-214 CV-JKS

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1
2 2. Mr. Davis's statement that Palmer Correctional Center "PCC" now has
3 "nursing care provided around the clock" is incorrect. PCC does not have 24 hour
4 nursing care.

5 3. PCC has the same number of nurses today (four) providing the same number of
6 hours per week that it did when Mr. Davis was here in 2002. However, the work
7 schedule for 2 of the nurses has changed, so that today there are less hours where
8 two nurses are on at one time and more time when one nurse is on duty alone than
9 in 2002. However, there are still seven hours per day without the nursing staff.
10

11 4. Correctional officers still distribute medication, although not daily as in 2002.
12 Policy and Procedure 807.05, which pertains to the use of pharmaceutical products,
13 has been in effect since January 18, 2001. Attached as Exhibit A is a true and
14 correct copy of that policy. This policy authorizes the use of the Self-Medication
15 Med-Line, which is a type of self-medication in which a prisoner self-administers
16 medication with the assistance of a Correctional Officer. Just last week
17 correctional officers distributed medication at the med-line because no nursing staff
18 was available.
19

20 5. The changes to the nurses' work schedule were not the result of Mr. Davis's
21 lawsuit or grievances.
22

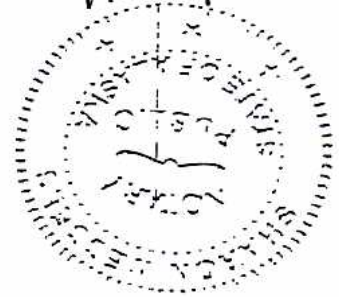
23 Further this affiant sayeth naught.
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Roger Hale, P.A.
Roger Hale, P.A.

SUBSCRIBED AND SWORN TO before me this 18th day of December, 2006, at
Palmer, Alaska.

Sharon Wiley
Notary Public in and for State of Alaska
My Commission Expires: 4/11/09



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